CITY of ELGIN
COUNCIL MINUTES FOR NOVEMBER 10, 1998

COUNCILORS PRESENT- Glenn Clark
Pat McMullen
John Stover
Berta Churchill
John McElravy
Rick Smith - Mayor

Call to Order
The meeting was called to order at 7 pm by Mayor Rick Smith.

Approval of Minutes
The Mayor called for approval of the minutes of the meeting of October 13, 1998. Councilor McMullen moved to approve the minutes as presented, with Councilor Clark as second. The vote was unanimous for approval, motion carried.

Supervisors Reports
The Mayor called for the supervisors reports.

Police- Chief Sibley; Absent, written report submitted.
Public works- Kyle Boylen; Absent, no report.
Library- Sandra Good; Absent, written report submitted.
Fire- Chief McDonald; Absent, no report.
Ambulance- Bobbie Laber; Absent, no report.
Municipal Court- Ralph Howell submitted monthly court report.

Recorder/Administrator- Joe Garlitz presented an out line of the previous 3 months activities and proposed activities for the next 3 months.

He also informed the Council that, as the Transportation Advisory Committee, they needed to schedule a meeting of about 1-1/2 hours. After discussion, it was agreed that the meeting would be held in conjunction with the next City Council meeting on December 8.Mr. Garlitz related a proposition presented by a service bureau to recover excise taxes paid by the City to the Federal Government. They offer to process the necessary paper work for 1/3 of the monies recovered, payable after receipt of payment from the federal treasury. After discussion it was agreed that other jurisdictions and LOC would be contacted in this regard.

Citizens to Speak; No one was present to address the Council.

Committee Reports
The Mayor then called for the committee reports.

Administration: Councilors Clark and Stover, noted that the bills had been reviewed.
Public Works: Councilor McMullen and Churchill, no report.
Public Safety: Councilor McElravy, no report.

Economic development reports

Karen Owen was present to report for the Elgin Economic Development and Growth Endeavor, (Elgin EDGE). She explained that 10 committees had been formed, seven having identified chairpersons. The chairpersons of each committee form a steering committee to coordinate the various task and facilitate communication among the committee members. She introduced several of the chairpersons who each reported their committee's activities. Those reporting were; Sheri McDonald, Business Development; Mary Rose Nichols, 2010; Karen Owen, business incubator; Harlen Scott, communication/publication; Kathy Gifford, light industry; Kathleen Koch, tourism; Chuck Koch, land use & planning.

Old Business
Franchise, GTE

The agreement is not yet available. It will be presented at the next meeting in December.

OEDD; $8,620 grant agreement

Oregon Economic Development Department has presented a grant agreement for $8,620 requested for Hunaha Park. The money granted is from the Federal government and thus has all the traditional "politically correct" Fed attachments. After discussion Councilor Churchill moved to authorize the Mayor's signature on the agreement, with Councilor McMullen as second. The vote was unanimous for approval, motion carried.

Hearing: 7:30;
Zone change for parcel on 8th between Dogwood and Cedar. Mayor Smith opened the hearing to receive testimony regarding a proposed change of the zone map. The proposal is to reclassify the parcel located on the west side of 8th Ave. (Highway 82) between Cedar and Dogwood from the R-1 zone to the General Commercial, C-1 zone. The hearing notice has been mailed to property owners within 200 feet of the parcel and published in the Elgin Recorder on October 27 and November 3, 1998.

Carl Schmittle, a nearby resident and property owner stated that he approved of the proposal. No one else was present to provide testimony. Lanny J. Robson, absentee owner of an adjoining property submitted a letter in opposition to the proposed change. Mr. Robson stated that there appeared to be Commercial land in Elgin not being used. He also stated that he had the impression there was a misconception as to the location of the property line between him and the owner of the property in question. He further stated that his definition of the property line would not allow for any additional development on the property. Mr. Robson noted that Dogwood is not a fully developed street.

Mr. Garlitz stated that ODOT had made an inquiry regarding the proposal but had not submitted any testimony. Their concern was with the proposed development, not the zone change.

Mayor Smith closed the hearing, and asked the councilors for their opinions. It was noted that the immediate issue was a change in zoning. The councilors were in agreement that the issues raised by ODOT and Mr. Robson concerning possible development were not immediately relevant. These issues will be addressed if and when a site plan for development is presented. It was also noted that the proposal would have no detrimental impact on values of nearby properties.

The Councilors reviewed findings that would bear on the decision. After this review, Councilor McMullen moved to proceed with the zone change as presented, with Councilor Clark as second. The vote was unanimous for approval, motion carried.

New Business
Proposed Ordinance to re-zone R-1 to C-1, re. Shepherd property on 8th Avenue

An ordinance rezoning the property of Terry Shepherd, subject of the above hearing, was presented to the Council and read for the 1st reading. The ordinance will be presented for a second reading at the December 8th meeting.

Appointment to fill Council Vacancy

There is a Council vacancy due to the resignation of Leroy Short. Joe Estes has indicated an interest in serving out this term. No action was taken at this time.

Ordinance 129 providing the basis for franchises and other agreements for the commercial use of public rights-of-way was presented. The ordinance was read for the first reading and will be presented for a second reading at the meeting on December 8th.

Overload citation, public works

Norm Marshall received an over-load Citation for ODOT. He was hauling material that was salvaged from the ODOT repaving project. This material was heavier than anticipated inadvertently resulting in the overweight load. After discussion Councilor Churchill moved to pay the Court fine of $106, with Councilor Stover as second. The vote was unanimous for approval, motion carried.

Correspondence

Correspondence was received from ODOT stating their receipt of our grant request for funds to construct a bikepath/walk way along N. 10th Ave.

Good of the Order

Councilor McMullen moved to approve the bills as presented, with Councilor Stover as second. The vote was unanimous for approval, motion carried.

The Council discussed the various suggested uses for the $5,000 grant from Wal-Mart. No decision was made.

Councilor Stover moved to adjourn, with Councilor McElravy as second. The vote was unanimous for approval, motion carried.

Minutes respectfully submitted;

Joe Garlitz,
Recorder/Administrator

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